

**TREXLER, BUSHNELI, GIANGIORGI, BLACKSTONE & MARR, LTD.****COUNSELORS AT LAW**

THE CLARK ADAMS BUILDING  
105 WEST ADAMS STREET, SUITE 3600  
CHICAGO, ILLINOIS 60603-6299  
(312) 704-1890

FOUNDED 1890

PATENT, TRADEMARK, COPYRIGHT  
AND RELATED MATTERS: ALL PHASES  
INCLUDING LICENSING AND LITIGATION

FAX: (312) 704-8023  
www.trexlaw.com

RICHARD R. TREXLER (1906-1995)  
RICHARD BUSHNELI (1926-2004)  
RICHARD A. GIANGIORGI  
RAIFORD A. BLACKSTONE, JR.  
DAVID J. MARR  
LINDA L. PALOMAR  
JAMES R. FOLEY  
ROBERT J. DEPKER  
JAMES A. O'MALLEY  
TIMOTHY M. MCCARTHY  
PAIGE A. KITZINGER

LEWIS T. STEADMAN, SR.

OF COUNSEL

**FACSIMILE TRANSMISSION**

**RECEIVED**  
**CENTRAL FAX CENTER**

**FEB 24 2006**

TOTAL PAGES (Including Cover Page) 9 DATE: February 24, 2006

Commissioner of Patents and Trademarks  
TO: Examiner T. Mitchell FROM: Raiford A. Blackstone, Reg. No. 25,156

FAX NO: (571) 273-8300 FAX NO: (312) 704-8023

*If you experience any difficulty with this transmission, please call (312) 704-1890 for assistance.*

**ORIGINAL COPY AND ENCLOSURES**

     WILL BE SENT BY      MAIL      COURIER  
✓ WILL NOT BE SENT

**NOTES:**

Inventor: Smith et al.  
For: AN EXPIRATORY LIMB FOR A  
BREATHING CIRCUIT  
Serial No.: 10/622,755  
Filed: July 18, 2003  
Art Unit: 3743  
Atty Docket No.: 1171/39359A/95A-DIV

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to the Patent  
and Trademark Office to fax number (571) 273-8300 on February 24, 2006.

*Johanna E. Cronin*  
Johanna E. Cronin

**IMPORTANT NOTICE**

This transmission (including all attached pages) is intended only for the use of the named addressee(s), and may contain information that is privileged or exempt from disclosure under applicable law. **IF YOU ARE NOT A NAMED ADDRESSEE, YOU ARE HEREBY NOTIFIED THAT ANY USE, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS TRANSMISSION IS STRICTLY PROHIBITED.** If you have received this transmission in error, please destroy all copies and notify us immediately at this telephone number: (312) 704-1890.

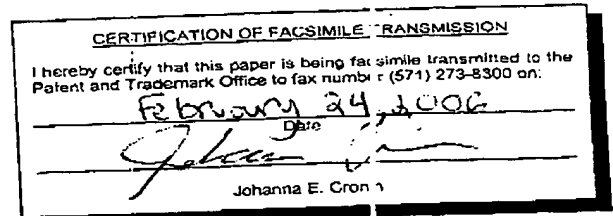
**BEST AVAILABLE COPY**

FROM TREXLER ETAL.

(FRI) 2.24'06 16:05/ST. 16:05/NO. 4860347180 P. 2  
Case Docket No. 117139-22A222A-1.2

FORM PTO-1085

In re application of: SMITH ET AL.  
Serial No.: 10/622,755  
Filed: July 18, 2003  
For: AN EXPIRATORY LIMB FOR A BREATHING CIRCUIT



COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an "AMENDMENT" for the above-identified application.

The filing fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
TOTAL	* 26	MINUS	** 90	0
INDEP.	* 1	MINUS	** 4	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

SMALL ENTITY	
Rate	Addit. Fee
x 25 =	\$ .00
x 100 =	\$ .00
+ 180 =	\$ .00
TOTAL ADDIT. FEE	\$ .00

OTHER THAN A SMALL ENTITY	
Rate	Addit. Fee
x 50 =	\$ .00
x 100 =	\$ .00
+ 360 =	\$ .00
TOTAL	\$ .00

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
- The "Highest Number Previously Paid For" (Total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- ☐ Please charge my Deposit Account No. 20-1495 in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 20-1495. A duplicate copy of this sheet is enclosed.
- ☒ Any filing fees required under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17

Dated: February 24, 2006

*Raiford A. Blackstone, Jr.*  
Raiford A. Blackstone, Jr. Reg. No. 25,156  
Linda L. Palomar, Reg. No. 37,903  
Attorneys of Record

NOT AVAILABLE COPY

FROM TREXLER ET AL.

(FRI) 2. 24 '06 16:06/ST. 16:05/NO. 4860347180 P. 3  
Case Docket No. 1171/39359A/92A-L-13

FORM PTO-1083

In re application of: SMITH ET AL.  
Serial No.: 10/622,755  
Filed: July 18, 2003  
For: AN EXPIRATORY LIMB FOR A BREATHING CIRCUIT

<b>CERTIFICATION OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office to fax number (571) 273-8300 on: <u>February 24, 2006</u> <u>Johanna E. Cronin</u> Johanna E. Cronin
--

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COPY**

Sir:

Transmitted herewith is an "AMENDMENT" for the above-identified application.

The filing fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
	Claims Remaining After Amendment		Highest No. Previously Paid for	Present Extra
TOTAL	* 26	MINUS	** 90	0
INDEP.	* 1	MINUS	** 4	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

SMALL ENTITY	
Rate	Addit. Fee
x 25 =	\$ .00
x 100 =	\$ .00
+ 180 =	\$ .00
TOTAL ADDIT. FEE	\$ .00

OTHER THAN A SMALL ENTITY	
Rate	Addit. Fee
x 50 =	\$ .00
x 100 =	\$ .00
+ 160 =	\$ .00
TOTAL	\$ .00

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.  
The "Highest Number Previously Paid For" (Total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- ☐ Please charge my Deposit Account No. 20-1495 in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.  
☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 20-1495. A duplicate copy of this sheet is enclosed.  
☒ Any filing fees required under 37 CFR 1.16 for the presentation of extra claims.  
☒ Any patent application processing fees under 37 CFR 1.17

Dated: February 24, 2006

Raiford A. Blackstone, Jr. Reg. No. 25,156  
Linda L. Palomar, Reg. No. 37,903  
Attorneys of Record

**BEST AVAILABLE COPY**

TREXLER, BUSHNELL, GIANGIORGI, BLACKSTONE, & MARR, LTD. • 105 W. ADAMS ST. • CHICAGO, ILLINOIS 60603 • (312) 704-1890

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

PATENT

RECEIVED  
CENTRAL FAX CENTER

FEB 24 2006

Serial No.: 10/622,755 )  
Applicant: SMITH, MILLAR, )  
POWELL and BALDWIN )  
Filed: July 18, 2003 )  
For: AN EXPIRATORY LIMB FOR )  
A BREATHING CIRCUIT )  
Examiner: T. MITCHELL )  
Art Unit: 3743 )  
Attorney Docket No.: )  
1171/39359A/95A )

<b>CERTIFICATION OF FACSIMILE TRANSMISSION</b>
I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office to fax number (571) 273-8300 on:
<u>February 24, 2006</u>
Date
<u>Johanna Cronin</u>
Johanna Cronin

**AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Quayle Office Action dated February 7, 2006, having a shortened statutory date for response set to expire on April 7, 2006, kindly amend the above-identified patent application as follows:

BEST AVAILABLE COPY